



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

February 8, 2005

ROSS SPENCER GARSSON
WINSTEAD SECHREST & MINICK
PO BOX 50784
DALLAS, TX 75201
US

Dear Sir/Madam,

Your refund request for 10506873 in the amount of \$731.00 has been denied .

Per applicants requests this refund request has been vacated.

Sincerely,

A handwritten signature in cursive script that reads "Rita White". The signature is written in black ink and is positioned to the right of the word "Sincerely,".

RITA WHITE
PCT - National
703 308-9140 ext.231

Sep-14-2004 12:47pm

From-WINSTEAD SECHREST AND MINICK

Tammy

PATENT TRANSMITTAL
DIVISION

T-354 P.002/005 F-875
REFUND COMPLETED
PCT NATIONAL DIVISION

Series

WINSTEAD

10/506873

2004 SEP 14 AM 9:15

September 14, 2004

direct dial: 512.370.2870
ryarsson@winstead.com

Via Facsimile 703-308-6778

Attn: Refund
Director of USPTO
P.O. Box 70541
Chicago, IL 60673

REFUND COMPLETED
PCT NATIONAL DIVISION

Re: Request for Refund of Deposit Account 23-2426

Dear Sir or Madam:

We respectfully request a refund for the Winstead Sechrest & Minick P.C. PTO Deposit Account No. 23-2426 in the amounts of \$385.00, \$306.00 and \$40.00. Our account was incorrectly debited on September 13, Sequences 1, 2 and 3, Ref. 10506873 using fee codes 2610, 2615 and 8021. The Commissioner was not authorized to charge the Basic Application Fees, Claim Fees and Assignment Fee to our account as shown on the attached Transmittal Letter submitted with the filing on September 3, 2004. Also attached please find a copy of our September 2004 Deposit Account Statement with the unauthorized debits highlighted for your convenience.

Thank you for your time and attention to this matter. Please do not hesitate to contact me regarding any questions.

Best regards,

781
Ross Spencer Garsson

RSG:sb

Attachments

Austin_1 246407v.6

SUITE 2100
401 CONGRESS AVENUE
AUSTIN, TEXAS 78701

PH 512 370 2800
FAX 512 370 2850
WINSTEAD.COM

WINSTEAD SECHREST & MINICK
Attorneys and Counselors
A Professional Corporation

Austin, Dallas, Fort Worth,
Houston, Mexico City, San Antonio,
The Woodlands, Washington DC

09/14/04 TUE 12:42 [TX/RX NO 5588] 0002

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PATENT MARKETING
DIVISION



United States
Patent and
Trademark Office

2004 SEP 14 AM 9:15

Deposit Account Statement

Requested Statement Month: September 2004
Deposit Account Number: 232428
Name: WINSTEAD SECHREST & MINICK P.C.
Attention:
Address: 5400 RENAISSANCE TOWER
City: DALLAS
State: TX
Zip: 75270

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
09/03	35	6183714		9204	-\$455.00	\$8,189.00
09/03	36	6183714		1551	\$910.00	\$7,279.00
09/07	6	PCT/US04/24338		9204	-\$48.00	\$7,327.00
09/08	2	60606990	14.0280	1005	\$180.00	\$7,167.00
09/09	1	PCT/US04/24507	11321P071WO	1703	-\$52.00	\$7,219.00
09/09	4	PCT/US04/24507		9204	-\$20.00	\$7,239.00
09/13	1	10506873	39056-P001WOUS 2810		\$385.00	\$6,854.00
09/13	2	10506873	39056-P001WOUS 2815		\$308.00	\$6,548.00
09/13	3	10506873	39056-P001WOUS 8021		\$40.00	\$6,508.00

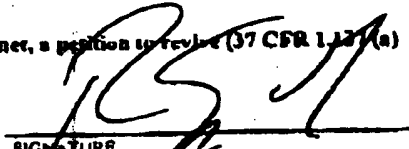
START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$7,734.00	\$1,801.00	\$575.00	\$6,508.00

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FORM PTO-1300 (REV. 10-2003) TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 2003-0001W00US US APPLICATION NO. (If known, see 37 CFR 1.53) 7001 SEP 14 AM 9:15 PRIORITY DATE CLAIMED 08 March 2002
INTERNATIONAL APPLICATION NO. PCT/US2003/007013	INTERNATIONAL FILING DATE 09 March 2003	
TITLE OF INVENTION CREATING RECORDS OF PATIENTS USING A BROWSER BASED HAND-HELD ASSISTANT		
APPLICANT(S) FOR DO/EO/US RYAN, FRANK; HOFFMAN, Steve; BAKKEN, Paul; FACHENBER, Andrea		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(b)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau) b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)) a. <input type="checkbox"/> is attached hereto b. <input checked="" type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau) b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A preliminary amendment. 14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter 2 and 37 CFR 1.821 - 1.825 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(1) 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4) 20. <input checked="" type="checkbox"/> Other items or information: Postal Receipt Card		

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U.S. APPLICATION NO. (if known, see 37 CFR 1.2)		INTERNATIONAL APPLICATION NO. PCT/US2003/007913		PATENT DIVISION ATTORNEY'S ACCOUNT NUMBER 39050-P001WOL	
21. <input type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1)-(5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1090.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$920.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$770.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$730.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 ENTER APPROPRIATE BASIC FEE AMOUNT =				CALCULATIONS PTO USE ONLY <div style="font-size: 1.5em; margin-top: 20px;">2004 SEP 14 AM 9:15</div>	
				Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	64 - 20 =	34	x \$18.00	\$ 612	
Independent claims	3 - 3 =		x \$86.00	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$290.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 1,382	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 691	
SUBTOTAL =				\$ 691	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$ 691	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$ 40	
TOTAL FEES ENCLOSED =				\$ 731	
				Amount to be refunded:	\$
				charged:	\$
a. <input type="checkbox"/> A check in the amount of \$ <u>731</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>23-2428</u> . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTU-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.477(a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO					
Ross Spencer Garsson Winstead Sechrest & Minick P.C. P.O. Box 50784 Dallas, Texas 75201 United States of America				SIGNATURE  NAME <u>Ross Spencer Garsson</u> REGISTRATION NUMBER <u>38,150</u>	

10+ Checked

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PATENT DIVISION

WINSTEAD

2004 SEP 14 AM 9:15

direct dial: 512.370.2870
rgarsson@winstead.com

FAX COVER SHEET

374.39056-P001WO

PLEASE DELIVER TO:	COMPANY	PHONE NO.	FAX NO.
ATTN: REFUND	USPTO		703-308-6778

MESSAGE:

FROM: ROSS SPENCER GARSSON
DATE: SEPTEMBER 14, 2004

PHONE NO.: 512.370.2870
TIME IN:

NO. OF PAGES 5 INCLUDING COVER SHEET.

If any transmission problems, please call:
512.370.2914

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Audnn_1 245328v.2

SUITE 600
100 CONGRESS AVENUE
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WINSTEAD.COM

WINSTEAD SECHREST & MINICK
Attorneys and Counselors
A Professional Corporation

Austin, Dallas, Fort Worth,
Houston, Mexico City, San Antonio,
The Woodlands, Washington, DC

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INVENT DIVISION

WINSTEAD

2004 SEP 14 AM 9:15

September 14, 2004

direct dial: 512.370.2870
rgarsson@winstead.com

Via Facsimile 703-308-6778

Attn: Refund
Director of USPTO
P.O. Box 70541
Chicago, IL 60673

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Best regards,


Ross Spencer Garsson

RSG:sb

Attachments

Austin_1 246407v.6

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401 CONGRESS AVENUE
AUSTIN, TEXAS 78701

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WINSTEAD.COM

WINSTEAD SECHREST & MINICK
Attorneys and Counselors
A Professional Corporation

Austin, Dallas, Fort Worth,
Houston, Mexico City, San Antonio,
The Woodlands, Washington DC

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12:47pm

From-WINSTEAD SECHREST AND MINICK

T-354 P.002/005 F-875

DIVISION

WINSTEAD

2004 SEP 14 AM 9:15

September 14, 2004

direct dial: 512.370.2870
rgarsson@winstead.com

Via Facsimile 703-308-6778

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RS
Ross Spencer Garsson

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WINSTEAD.COM

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Houston, New
The Woodlands

09/14/04 TUE 12:42 [TX/RX]

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